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Miane Schwaiger

Date: April 11, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Ali Jalali, Pierre Leray, and  
Dominique Lacroix

Art Unit: Not Assigned

Application No.: 09/581,272

Examiner: Not Assigned

Date Received by PCT/Patent and Trademark  
Office: June 7, 2000

Docket No.: 136.147  
Customer No. 023907

For: *Method of Calculating the Fast Fourier Transform and the Inverse Fast  
Fourier Transform*

RENEWED PETITION UNDER 37 CFR 1.47(a)

Assistant Commissioner for Patents  
Attention: PCT Legal Office  
Box PCT  
Washington, D.C. 20231

Dear Sir/Madam:

This is further to the *Decision on Petition Under 37 CFR 1.47(a)*, dated February 20, 2002, from Leonard Smith, PCT Legal Examiner, and Anthony Smith, Attorney-Advisor.

The Decision states that applicant has not satisfied "(2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort."

The Decision further inquires first, whether the registered letter(s) were returned as undeliverable and second, whether the letter(s) were received by Mr. Jalali or by someone at the last known address. To satisfy item (2) in accordance with the Decision's requirements, applicants submit evidence to satisfy the Decision's inquiries. In particular, applicants submit evidence and a Declaration supporting the fact that numerous letters including the application and a Declaration were sent and that no response was received.

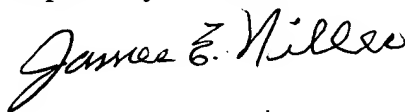
Enclosed are a *Declaration and Statement of Facts by Christian Hamon in Re 37 CFR 1.47(a) and Section 409/03(d) MPEP* and the original certified mail return receipt postcard for the February 1, 2001 letter sent to Mr. Ali Jalali at his last known address. The signature on the return receipt postcard is not legible and it is impossible to determine the name of the person who signed the receipt. The registered letter was not returned to Mr. Hamon. In fact, none of the letters sent on September 28, 2000, February 1, 2001, and June 26, 2001 have been returned and no response has been received from Mr. Jalali.

The documentary evidence available is the certified mail return receipt showing that the February 1, 2001 letter and enclosures were received at the last known address of Mr. Jalali.

Thus, applicants submit that evidence to satisfy item (2) has been properly submitted to satisfy the Decision's inquiries in accordance with the Decision's requirements. Accordingly, it is respectfully requested that this Petition be accepted.

The Commissioner is hereby authorized to charge payment of any fees which may be required to Deposit Account No. 14-1080.

Respectfully submitted,



James E. Nilles  
Registration 16,663

Dated: April 11, 2002

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Ali Jalali, Pierre Leray, and Dominique Lacroix      Art Unit: Not Assigned

Application No.: 09/581,272

Examiner: Not Assigned

Date Received by PCT/PTO: June 7, 2000

Docket No.: 136.147

Customer No. 023907

For: *Method of Calculating the Fast Fourier Transform and the Inverse Fast Fourier Transform*

**Declaration and Statement of Facts by Christian Hamon  
in Re 37 CFR 1.47(a) and Section 409.03(d) MPEP**

I, Mr. Christian Hamon, having first-hand knowledge of the facts in this matter hereby state the following:

- 1) Two Registered letters dated September 28, 2000, February 1, 2001 enclosing a Declaration in each, and a letter dated June 26, 2001 enclosing a Declaration and a complete copy of the application in connection with the above-captioned patent application were sent to Ali Jalali and requesting that the declaration enclosed with the letters be signed by him and returned to me.
- 2) Enclosed is a certified mail return receipt postcard showing that the February 1, 2001 letter was received. I have not identified the signature of the person who signed the return receipt postcard. At this date, I have no other identified returns to these registered letters.
- 3) Every effort has been taken to obtain the signature of Mr. Jalali without success.

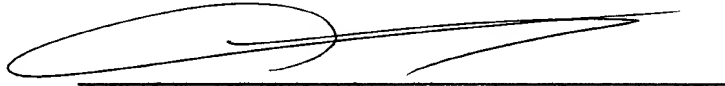
U.S. Serial No. 09/581,272 - Jalali et al.

Attorney Docket 136.147

Page 2

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 101 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 5 April 2002



**Christian Hamon**  
Development Division, France Telecom